

IN-CPadm03

Underwriting agreement

Between

[Name of Company]

And

[Name of Underwriter]

Date: [Date]

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This agreement is dated: [date]

It is made between: [Company's name]

of [Address] ("Company")

And [Underwriter Name] (the "Underwriting"), a company incorporated

();

/

();

Following are the agreed terms:

1. Definitions:

Following definitions

:

"Agreement" shall mean the instant Underwriting Agreement.

"Underwriting" shall mean underwriting with or without condition to subscribe to

"Effective Date" shall mean the

2. Summary of agreement

2.1. The Company is a public limited company

[].

2.2. The Underwriter is engaged in the business of Share broking / Merchant banking / Underwriting and holding

(), 1993

2.3. The Company has, by resolution of the Board of Directors [dated] decided to issue [] []

[]

,

.

2.4. The Underwriter has offered to underwrite the shares,

.

2.5. The underwriters have agreed to underwrite

.

3. Application

The underwriters shall on or before the closing of the subscription list apply for the [number] shares or cause the

,

.

4. Allotment of shares

4.1. If the public issue of shares is fully subscribed,

.

4.2. The underwriters undertake to fulfil the

.

4.3. The Company shall allot to the underwriters all the shares which may not have been applied for

.

5. Sub-underwriting

5.1. -

5.2. -

5.3. -

6. Commission and payment thereof

6.1. :

[Details].

6.2. .

6.3. .

7. Schedule of compliance

7.1. , [30]
,

7.2. [30] ,
.

8. Time as essence

8.1.

8.2.

9. Warranties and representations

9.1. [/]

9.2.) / (, 1993

9.3. / () , 1993 .

10. Duration and termination

10.1. ;

10.2. ;

10.3.

11. Dispute Resolution

12. Entire understanding

12.1.

12.2.

13. Jurisdiction

Signed and delivered by the Company through:

Explanatory notes:

Underwriting agreement

General notes:

1. Underwriting agreement is an important statutory document contemplated by .
2. A copy of underwriting agreement is mandatory to be filed with the Registrar of Companies along with the prospectus for the public issue of shares for .
3. There are certain essential ingredients of an Underwriting Agreement, which :
 - a) The period for which the agreement shall be ;
 - b) The amount/quantum of underwriting obligations;
 - c) The time schedule for the underwriter ;
 - d) Commission/brokerage entitlement of the Underwriter;
 - e) Details of arrangement, if any, made .
4. This particular document has been .
5. The agreement should be signed, in so , .
6. The rate of commission/brokerage may be mentioned as agreed between the parties, however, 76 , 1956 :
 - i) the payment ;
 - ii) the commission does not exceed 5% of 2 ½% ;

iii) the amount of rate per cent

;

iv) a copy of the agreement for

/

;

v) no commission shall be

.

7. This agreement is not specifically mentioned in the Schedule to

5 ()

.

8. Proper execution of an

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End of notes